

8-1-1976

## Woolsack 1976 volume 16 number 1

University of San Diego School of Law Student Bar Association

Follow this and additional works at: <http://digital.sandiego.edu/woolsack>



Part of the [Law Commons](#)

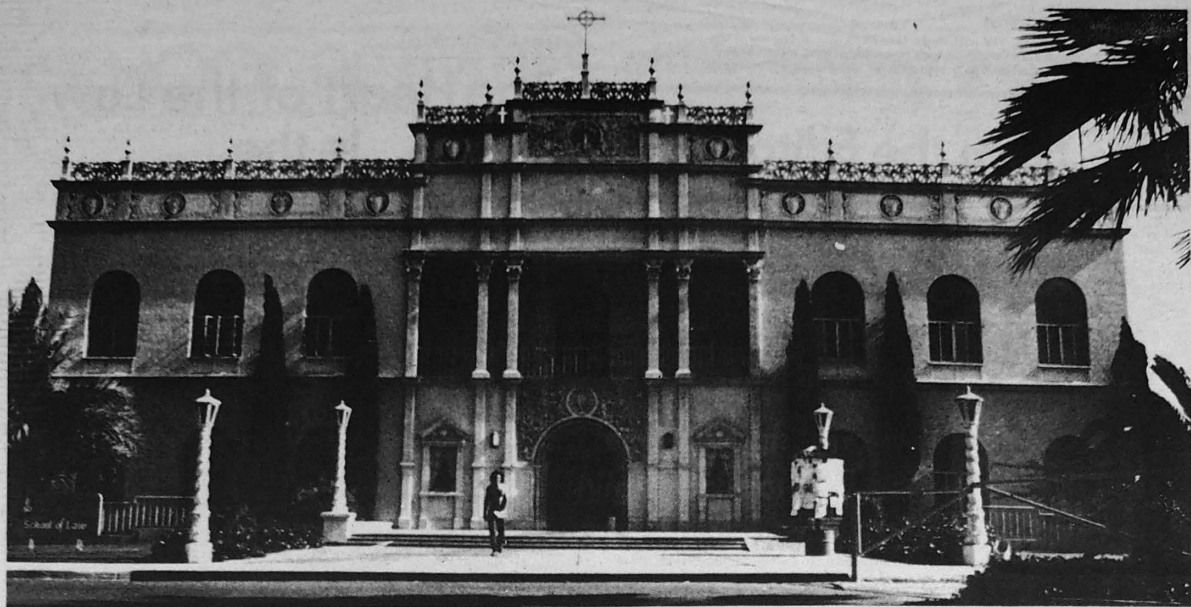
---

### Digital USD Citation

University of San Diego School of Law Student Bar Association, "Woolsack 1976 volume 16 number 1" (1976). *Newspaper, The Woolsack (1963-1987)*. 70.

<http://digital.sandiego.edu/woolsack/70>

This Book is brought to you for free and open access by the Law Student Publications at Digital USD. It has been accepted for inclusion in Newspaper, The Woolsack (1963-1987) by an authorized administrator of Digital USD. For more information, please contact [digital@sandiego.edu](mailto:digital@sandiego.edu).



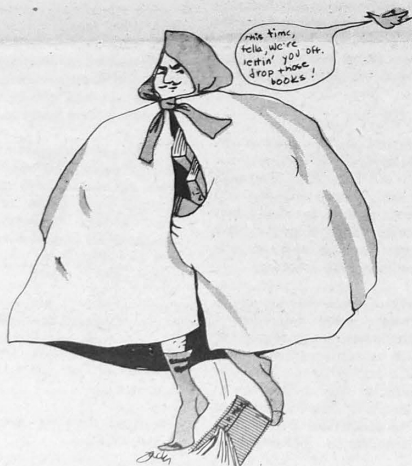
"Be True to Your School"

# the woolsack

Vol. 16 No. 1

University of San Diego - A Law Student Publication

August 1976



The Marvin Kratter Law Library of the University of San Diego announces a week of amnesty for all AWOL materials. From Thursday, September 2nd to Tuesday, September 7th books may be returned "free". No over-due fines will be charged, nor will any questions be asked.

Please check your homes, offices, and cars for any library materials that you may have acquired and return them at this time. The library cannot afford to replace all books currently missing and will appreciate your cooperation.

## SBA Picnic

### Splendor on the Grass

Let's boogie on the grass at the USD Sports Center August 29 from 1 p.m. until... the beer runs out.

The Student Bar Association (SBA) is sponsoring a "meet and greet" USD Law Students picnic to give new students, and returning students an opportunity to get acquainted with organizations at the Law School.

Law School organizations are being invited to set up booths and stake claims

on campus to meet new people and recruit new members.

Students are invited to get acquainted with clinic, SBA, B.A.L.S.A., P.D.P. Law Spouses, and other groups at the party. They'll all be there.

As for those initials. If you can't figure them out now, join us Sunday, August 29, and group representatives will spell it all out for you.

## SBA ELECTIONS SEPTEMBER 14 & 15

### How to Buy Law Books

Buying law books can be a fascinating experience. Most people don't find it so, but you may be one of the few genuinely weird people starting school. If you are, don't read any further.

Assuming that you are a normal (for a law student, that is) person, buying books is a time-consuming and costly chore. Law texts and study aids range in price from \$5 to \$24 - relatively high compared to the \$1.75 paperbacks used in undergraduate courses.

Law books come in two basic varieties: new and used. The distractions caused by underlining and marginal notes in used books is more than compensated for by a saving of forty to sixty percent off the cost of new books, as well as the obvious benefit of answers already

written in the books (correctness not guaranteed). There are some pitfalls, however, and one must be wary when buying used law books. Two helpful suggestions are:

(1) Make sure the used book is the same edition as the book assigned. This, of course, does not apply to study aids and outlines (as they are not assigned), but a safe policy is to get as new editions of these as possible.

(2) Avoid heavily underlined books. Some books have every word highlighted. If you can find another, buy it. Also avoid books highlighted in every color of the rainbow. While their aesthetics may rival those of Klee or Picasso, they are exceptionally hard to read.

*Continued on Page 3*

## the woolsack

University of San Diego  
School of Law  
San Diego, Calif. 92110

NON PROFIT ORG.  
U.S. Postage  
PAID  
San Diego, CA.  
Permit No. 365

**WOOL-SACK.** The seat of the Lord Chancellor of England in the House of Lords, being a large square bag of wool, without back or arms, covered with a red cloth. — *Black's Law Dictionary*

## From the Editor

# Great Expectations?

by Vernon Tweedie

Those of you who are entering this law school face several inevitable disappointments. You have, I hope, no illusions about your employment chances in San Diego after graduation. However, you may not be aware that surviving three years of law school does not by itself put you behind the counsel table.

The United States Supreme Court recently held that attorneys' minimum fee schedules violate the anti-trust laws. Economics and business majors will remember that when price fixing *per se* is impossible, the next weapon aimed at the consumer is constriction of supply. That's where you, the law student, come in. Or, rather, don't come in. The contemporary trend is for bar exams to become increasingly difficult to pass — guess why? Take a look at the subjects covered on your state's bar exam. (New York's list is apt for the Renaissance men/women of the legal profession, who, it would appear from the list, charter a major city in the morning, reorganize a utility company over lunch, and end the day with a brisk workout about bills of lading.) But don't worry — whatever your state's bar exam is like now, it will be more difficult to pass in three years.

One of the first disillusionments you will face will be that caused by learning your professors' method. The fact that you are paying high tuition is no basis for assuming that your classroom instruction will provide you with useful information on the law. Most law professors use the Socratic method, the purpose of which seems to be to make the difficult incomprehensible. The case method is the frequent companion of the Socratic method, if not the accomplice thereof. It has changed little since its invention over a century ago. The case method's continued popularity has been cynically explained by two factors: (1) the lack of any need for preparation by professors and (2) "That's the way it was learned to me and that's the way I'm gonna learn it to you." The latter rationale is particularly favored by adjunct professors, who have even less training as teachers than other professors.

The material you have to study will be at best a "surprise" to you. Your criminal law class may not tell you much about driving under the influence or criminal conspiracy, but you will learn about what the jurists of Tudor and Stewart England used as a definition of nighttime in trying the burglars of those days. In afternoon sections of property, some people have been carried out comatose after an hour and a quarter of fee tail female (you have learned "to think like a lawyer" when that phrase does not cause you to blush and look at your feet with embarrassment) and the Rule in Shelley's Case.

In order to avoid causing you to despair completely, I will avoid discussing the administration. With any luck, you can avoid any business with its members during your first year.

The most serious disappointment you can suffer will be recognizing the dehumanization of yourself and your classmates as the year goes on. The *Paper Chase* is alive and prospering at USD and the odds are against Lindsay Wagner being here to help you out. However, as you go further in law school (if you are so fortunate), you will become more tolerant of those who claw and snarl in the academic jungle in their quest for class standing, law review, and a fat resume. Also, as they rise to the heights they sought, their competitiveness will be sated and somewhat dulled. They will be increasingly convinced that law school is a meritocracy as they collect its distinctions and honors.

As for advice to new inmates, I have little. I would gladly share with you the secrets of writing exams worthy of the 80's, dealing with the warped egos of some professors; and reading pedantic law review articles without laughing or falling asleep, but I never learned these things myself. Perhaps that is why I am inextricably stuck in the middle third of my class. I can suggest that you try to hold onto hope and humor, probably the only things which I can guarantee will make your career here easier on you.

## WHAT IS THE WOOL-SACK?

The *Woolsack* is a monthly newspaper published and edited by law students. Since SBA dues pay most of our expenses, our first obligation is to present student articles and other features. We attempt to do this with a minimum of restraint on expression (even if this may offend some deans, professors, and alumni), agreeing with Judge Learned Hand that the First Amendment "presupposes that right conclusions are more likely to be gathered out of a multitude of tongues than by any authoritative selection." For future law review members, the citation for this is *United States v. Associated Press*, 52 F. Supp. 362, 372 (1943).

## "My Fellow Students"

Welcome to USD! On behalf of the Student Bar Association, I would like to invite each of you to participate actively in making the law school a better place academically and socially. The SBA has only one goal and that is to serve the interests of the law students — all of you — by planning social events as well as advocating academic and administrative changes where needed to upgrade the university. The SBA needs your ideas, your time, and most of all your interest. I urge you to become actively involved in shaping your community.

David J. Danielsen

## Guest Editorial

# The Heart of the Law Is the Heart of the Lawyer

In the concern over the ills of legal education, let me suggest another malady. I believe that in prizing intelligence, law teachers have become too inattentive to — indeed, rejecting of — matters of the heart.

Legal education is an intensely cerebral pursuit. Inside the classroom, students listen as we dissect court opinions, ridicule fuzzy-headed thinking, stifle passions as unprofessional. We praise our students by telling them they "think like a lawyer," an ability requiring a wholly analytical matrix for dealing with problems.

Within days after their arrival, our first-year students learn about Law Review. And it becomes an *idée fixe*, which we encourage, that their careers will suffer if Law Review, the quintessence of intellectual meritocracy, eludes their grasp (even though this will happen to 90 percent of them). Students soon conclude that if we — and society — are to judge them highly, they must prove themselves with their heads.

I believe that the head is attached to the heart — not only biologically — and that is the pulsating heart of the professional man or woman that legal education has avoided.

I do not assert that legal education makes our graduates evil, but I do believe that legal education makes our graduates less feeling, less caring, less sensitive to the needs of others, less tolerant of the frailties of their fellow creatures, even less alarmed about the injustices of our society, than they were when they entered law school.

What concerns me is the mind-set and the heart-set into which we mold our students; that it is better to be smart than passionate, that people who feel too deeply tend not to think too clearly, that a fine intellect can rationalize any position or state of affairs, no matter how outrageous or indecent or unjust.

That we put such a premium on the lawyer's intellect would matter less if lawyers mattered less. But as we view our society, which has entrusted lawyers with so awesome a managerial role, we seem no closer than we were decades ago to achieving individual dignity for vast reaches of the population. Whether it be poverty, discrimination, joblessness; or

courts, prisons and mental hospitals that do not work; or medical indigency, environmental pollution, or squalid housing — there is not a festering spot in American society that lawyers in their many power roles, if they cared, could not exert influence to improve.

Of course, there are many in the profession who do care. But there are far too many others who have not learned to care, or have forgotten how. And we as law educators have not thought it important to encourage our students to become compassionate public leaders, to become sensitive to the systematic changes that must occur if this nation is ever fully to realize its promise.

We should require our students to study first-hand our city courts, prisons and station houses, welfare centers, mental hospitals, to gain an insight into how these institutions work and, more important, the ways in which they fail.

We should require every student to give some time to public service. This might include representation of the poor, teaching law to high school youngsters, counseling community groups, serving internships in governmental agencies. Law students should know that with the privileges of our profession comes social responsibility. This lesson should begin early.

We should train our students to deal with other human beings, to begin to understand that the client who comes into a lawyer's office is usually a troubled person, to begin to appreciate that what surfaces as a legal problem very often has its roots in deep-seated social problems.

Above all, I think that we as teachers must let our students know that we value their humane as well as intellectual qualities — and our own as well as theirs. For unless lawyers value the compassionate in themselves, I think they will be incapable of caring about the human needs of others.

Curtis J. Berger

Curtis J. Berger is Lawrence Wien Professor of Real Estate Law, Columbia University.

(Reprinted from the *New York Times*, July 6, 1976.)



## the woolsack

Published by the students of the  
UNIVERSITY OF SAN DIEGO SCHOOL OF LAW  
Telephone 291-6480 Ext. 313

The views expressed herein are those of the Editorial Board or of its by-lined reporters, and do not necessarily reflect those of the student body, faculty or administration unless otherwise specifically stated.

Editors in Chief ..... Steve Laudig, Vernon Tweedie  
Managing Editors ..... Jacki Garner, Jonathan Kinsman  
Copy Editor ..... Sande Hammer  
Photo Editor ..... Dennis Livingstone  
Staff ..... J.B. Mouse and others  
Art Director ..... Jacki Garner

Prompted by the Internal Revenue Service, the administration has requested that the *Woolsack* place the following statement in each edition so that the law school can maintain its tax exempt status: The law school does not discriminate on the basis of race, color, sex, or national or ethnic origin.

Lest we forget, the *Woolsack* thanks Susie Sutton and Paul D. Smith for their special assistance in producing this edition.



# SCHOOL ACTIVITIES

## Immigration Clinic

by Steve Legomsky

Every year in San Diego county, thousands of aliens are deported from the United States. Deportable aliens include not only the so-called "illegal aliens," but also those who have lawfully immigrated to the United States and have lived here almost all their lives in a law-abiding manner before committing a single indiscretion. When a child's parent is deported, as is often the case, the child is forced to make the cruel choice between leaving his parent (usually forever) and leaving his country. The trauma attending the disintegration of the family is a common occurrence among aliens.

Aggravating the problem is the harsh rule that an alien undergoing deportation proceedings, unlike a person charged in criminal proceedings, has no right to counsel at government expense. Because many of the deportation defenses require skilled advocacy, and because the deportable alien is ordinarily unfamiliar with our laws (and sometimes with the English language), the alien is often deported simply because he did not know a legal defense would have been possible.

Against this social backdrop, the USD Immigration Law Clinic was created to provide free legal services to indigent aliens. The Clinic is staffed by student volunteers working under the experienced supervision of Legal Aid Society attorney Peter Schey. In its two years of operation the Clinic has helped hundreds of clients in cases involving immigration, deportation, naturalization, and assertion of aliens' rights.

To continue our progress we urgently need new volunteers. Student volunteers conduct interviews, perform legal research, help the alien work his way through a maze of federal bureaucracy,

and meet with immigration officials. In addition, those students who are in their third year are permitted to represent aliens at deportation hearings. The Clinic meets formally every Thursday evening, at the Southeast San Diego office of the Legal Aid Society, 3040 Imperial Avenue.

It must be emphasized that no previous legal training or experience is necessary. Student volunteers learn on the job through research, supervision by practicing attorney Peter Schey, and discussion with other volunteers. Although Spanish-speaking students are particularly valuable, knowledge of Spanish is not a prerequisite. Most clients speak English, and interpreters are generally available for those who do not.

First-year students are especially encouraged to participate. In the past, several first-year students have discovered that Clinic participation is a pleasant way to break up the monotony of studying for courses, and to place their legal studies in better perspective. The student volunteer puts in as many or as few hours as he wants to put in. No irrevocable commitment is made - any volunteer may drop out or reduce his hours if he wishes. The first year is a particularly desirable time to begin clinical work because the Clinic Directors are typically second-year students selected from among those people who gained experience during their first year.

If you can spare some time to help people who need your help badly, and to gain valuable practical experience simultaneously, we hope you will be able to volunteer your services. For more information, call Steve Legomsky (295-2896 evenings) or Peter Schey (233-5466 days).

## Phi-Delta-Phi

Phi Delta Phi is the oldest, largest, and most prestigious legal fraternity in America.

Founded in 1869, Phi Delta Phi maintains chapters at over 100 schools in the United States, Mexico and Canada. Its members include Presidents, Supreme Court Justices, and other legal luminaries too numerous to mention.

USD's chapter, the Wigmore Inn, is primarily involved in directly serving student needs through activities such as selling used books, and kegers throughout the school year. In addition, we are planning to revive an old tradition - the PDP first year final exam seminars at which students who have previously received high grades from a particular professor during their first year will bare their secrets to enable those who follow to benefit from their experience.

For further information, call Charlie Krohn at 295-1651.

Membership is open to anyone who has successfully completed one semester of law school.

## Law Books

Continued from Page 1

Now, armed with this knowledge, you might ask where one can find these books. The possible sources, in order of preference, are:

(1) PDP book sale. Phi Delta Phi legal fraternity runs a consignment book sale at which upperclasspersons put a price in their old books and PDP sells them at the price marked, retaining a 10% commission. You can usually find everything you need there at a reasonable price set by your fellow students.

(2) Itinerant upperclasspersons. They sell their books at strategic places on

campus in the style of county fair barkers. Good package deals for every book you ever needed or didn't need are available, but beware of high-pressure sales techniques and out-of-print (i.e., useless) editions. The cards advertising books on the bulletin boards are put up by these same people.

(3) Book store. New books and selected pre-owned books can be had at higher prices than the others. They do, however, take plastic money (Mastercharge and BankAmericard).

(4) Technical Book Co., 816 Broadway, Downtown San Diego,

## Moot Court

The Moot Court program is administered by the Appellate Moot Court Board which is composed of students selected from among the outstanding participants in previous Moot Court competitions. The Board members, in conjunction with the Professors of the first-year courses, teach classes in basic legal writing, legal research, and the development of oral skills.

The voluntary Moot Court program is comprised of competitions spaced throughout the year dealing with specific legal areas such as attorney-client interviewing and counseling, environmental law, international law, criminal law, etc. The competitor is expected to apply the principles of the particular legal area involved to resolve the issues presented in the form of a legal memorandum or an appellate brief. The problem is then argued before a panel of judges made up of practicing attorneys.

## College of Advocacy

The San Diego County Bar Association has announced the dates for the annual College of Advocacy, known as "The San Diego Inn of Court." The name has its origin in the English Inns of Court where, for centuries, British barristers have been trained in the art of their profession and where they have enjoyed the comradeship of their colleagues and members of the bench.

The course is taught by some of San Diego's most able trial lawyers, civil and criminal.

The College held its first session in 1974 and it was received with such enthusiasm that it has become an annual activity of the San Diego County Bar Association. This year the course will begin on September 29 and it will cover a six-week span. On Wednesday evenings from 6:30 p.m. to 9:00 p.m., it will convene at the University of San Diego School of Law. On four Saturday mornings from 9:00 a.m. to 12:00 noon, workshops will be held at the County Courthouse. Training in basic skills such as direct and cross-examination of witnesses, voir dire examination of jurors, opening statements and closing arguments are offered. Each student will be required to participate in all phases of trial work.

Last year the American Bar Association conferred an Award of Merit on the San Diego County Bar Association for having developed this "unique and outstanding Bar Association project."

For further information, call: Judge Louis M. Welsh at 236-3667.

## BALSA

The Black American Law Students Association (BALSA) at USD is a local Chapter of the National organization. The purpose for which BALSA was founded is to articulate and promote the professional needs and goals of Black American Law Students; to foster and encourage professional competence; to focus upon the relationship of the Black Attorney to the American legal structure and; to instill in the Black attorney and Law Student a greater awareness of and commitment to the needs of the Black Community.

233-7493. They either have or can get almost any hornbook, Gilbert's, Zontz, Legales, Casenotes, flowcharts, etc.

(5) Law Distributors, Inc. 14415 S. Main, Gardena, CA., (213) 321-3275. Similar selection to Technical Book's, but by mail order for the scholars who are ashamed to be seen buying or using anything not assigned by the professor.

Editor's Note: The author of this article headed PDP's sale last year and the recommendations are his own. To the best of our knowledge, he received no compensation for his recommendations from any book seller.

## Women-In-Law

The University of San Diego/Women-In-Law is a student organization emphasizing the common experience shared by women law students. The Women-In-Law, as a feminist group, offers a source of support for the unique perspective of women law students. The Women-In-Law also provides its members with contact with practicing women attorneys and other feminist groups in San Diego. Women-In-Law sponsors a speakers program, group rap sessions, intramural athletics and various social events. Women-In-Law is headed by a Steering Committee which, with its rotating Chairpersonship, assures continual input; the Steering Committee is elected annually.

For further information call - Laurie Rucoba, 292-7622.

## Women's Legal Center

The Women's Legal Center of San Diego was developed to assist low income San Diegans in gaining access to the legal system. The Center is a non-profit organization, open to all persons while emphasizing the procedural and substantive rights of women.

The WLC has operated since October, 1975. It is an autonomous organization, jointly sponsored by the U.S.D. Clinical Education Program, Lawyers Club of San Diego, the Y.W.C.A. and other interested community groups and individuals. The governing Board of Trustees is composed of law students from U.S.D., Cal Western, and Western State, law faculty, Lawyers Club and other practitioners, and community representatives.

The Center uses a three-pronged approach. First, free legal services (CLINIC component), including research, negotiation and litigation, is provided by certified law students under the supervision of staff and volunteer attorneys. Second, substantive law workshops (EDUCATION component) are presented to the entire community. The various workshops serve to train the student workers and to educate the general public regarding their legal rights. Finally, the Center acts as a REFERRAL source to other social service agencies outside the Center's expertise. In addition, a rotating panel of qualified social workers provide on-site intervention services.

Open twice weekly during the 1976-76 academic year, and on Saturdays only during vacation months, the WLC has interviewed 257 persons, accepting 138 cases. Approximately one-third of the cases were dissolutions; the others included child custody and support; consumer claims; landlord-tenant; welfare and social security; employment problems and prosecution of masseuses.

Student work as a volunteer or credit caseworker is sincerely appreciated.

For further information call - Women's Legal Center, 239-3954 or Sheila Molnar, 282-6504.

## Law Spouses

The Law Spouses, originally named "Law Wives", began as an organization designed to acquaint the wives of USD law students with school activities. Today the organization has broadened into a group of spouses and friends of USD law students. Although activities still include student-related projects, emphasis has now shifted to the spouse's own personal needs.

A welcoming meeting is scheduled for 7:15 on Thursday, September 2, in the Faculty Lounge on the 2nd floor of More Hall.

# HOW TO:

## ...Survive

In our March issue, the Woolsack staff published a piece we lifted from University of Michigan's *Res Gestae* entitled "Yellow Dog's Rules of Survival". Written by one of Michigan's more popular student commentators, who wrote as "Yellow Dog," the article is especially relevant to first termers and we repeat it in this edition.

Hello first year people. When I was a first year student, I couldn't understand third year student mind-sets. Now that I'm at the end of the tube, I can't possibly imagine what it's like to be starting this bullshit. You will be amazed at how much your intellectual and emotional consciousness will be altered by law school. It's a heavy trip (to coin a phrase), scary at times but with some very satisfying rewards. But also some very bogue times if you fail to follow Yellow Dog's Rules of Survival.

1. If you don't know it, haven't read it, don't understand it or don't feel like talking, pass. You're not paying tuition to be hassled.
  2. If you are lost in the library, ask the reference librarian. You could save yourself hours of time.
  3. Smoke dope. It eases the pain.
  4. Ask questions and challenge the answers. That's the name of the game.
  5. If you are unable to identify it, smoke it. It's probably the hash you dropped in the carpet last week.
  6. Be nice to the placement office people. They're there to help you.
  7. Be nice to the secretaries. They make this place run.
  8. Don't expect non-law people to understand or even care about the law. People with spouses or lovers take note.
  9. Never keep a spouse, lover and student status all at the same time. You'll never have time to sleep.
  10. Never accept funny looking cigarettes from strangers. A healthy case of paranoia is an absolute must for law students.
  11. Expect to learn the meaning of the word "asshole." This place is crawling with them.
  12. Use a Gilberts. You'll discover how poor some of your teachers really are.
  13. If you really hate it, bag it. Life's too short to waste three years or even a career on self-flagellation (unless of course you get your kicks from it.)
  14. Get some practical experience, the sooner the better. Practicing law is a much more exciting and human experience than studying it.
  15. Know thyself. You can be your own best friend instead of your worst enemy.
  16. If you know you're right, stick to your guns. In the final analysis, the only thing that matters is what you believe.
  17. Don't expect any feedback. The faculty apparently believes a high anxiety level induces good legal scholarship.
  18. If you find school boring you might try facing the front of the classroom. But then again that might not help either.
- These rules are the product of years of bitter experience but like most young pups, you'll probably ignore them. Good for you. Don't believe anything the old Dog tells you. He's never made law review so he really doesn't know what he's talking about.
- I live by the premise that if you really don't want it, you wouldn't be doing it. So if you find yourself working like a dog, worrying about whether you can make it, measuring your self-esteem by your grade point and generally being depressed most of the time, take heart in the knowledge that you have inflicted law school on yourself by your own free will. Also know that achievement, like any other concept, is as broad or narrow as you care to make it. Welcome to the Dog House.

## ...Study

Following is a list of the most asked questions by entering law students and a list of the most-often given answers.

**Q. Are commercial outlines helpful?**  
**A.** Endorsement of commercial outlines by law school professors is considered to border on blasphemy. Some professors will advise students to use commercial course outlines, but they'll caution you never to rely on them.  
**Asking students to endorse commercial outlines evokes entirely different responses.** Gilbert's is the overwhelming student favorite. It's the outline for all courses. Legalins, Ziontz, Casenotes, BRC, and BAR outlines are helpful too.

These may be acquired new or used in the PDP book sale.

**Commercial outlines condense material in the casebook, and occasionally give citations to specific cases.**

**Q. What is a hornbook?**  
**A.** Hornbooks derive their names from the books written on animal horns and used by children in colonial times. Nowadays, hornbooks are one-volume legal treatises by some of the foremost scholars in the legal profession. They are useful for extracting the essence in holdings from conflicting cases.

**Hornbooks and Restatements give you "black letter law". That's the consensus of courts on given questions of law.**

**Both Hornbooks and Restatements are available in the library.**

**Q. What are useful study aids?**  
**A.** Many people find study groups to be an especially helpful study aid. Students band together with friends to discuss the law, and clarify puzzling questions.

**Writing your own course outline, with or without the help of commercial experts, is often a valuable study aid. It's also one that can be taken with you into some open book exams.**

**Q. What should I know about exams?**  
**A.** Exams at USD are graded anonymously. Each student is given an exam number each semester. Exam numbers are picked up from the Records Office. Sometime prior to the end of the semester. Your name never touches your exam paper. Grades are listed in the weeks following exams by number. Room 204 is the Records Office.

**Grades for first year students are evaluated differently from those of second, third and fourth year students. First semester grades for first year students count one-third of the year's grade. Second semester grades count two-thirds. This method of evaluation was chosen to prevent first semester students with low grades from being penalized in their yearly averages.**

**Grades for other students are weighed equally. In year-long classes each semester is weighed the same.**

**Be aware that first year students cannot be washed out of law school after only one semester. They are given the full year to attain a 70. If their grades at that time are below 70, they may appeal to the petitions committee to remain in school.**

**Q. What kind of grading system is there?**

**A.** Grading is determined by a curve, with the class average falling in the 73-77 range.

**Q. What is a brief?**

**A.** There are classroom briefs and appellate briefs. You can learn about appellate briefs in moot court.

**Classroom briefs are simple outlines of cases you study. In each brief you first discuss the facts of the case — but concisely. Choose only relevant facts.**

**Next, determine the legal issue in the case. Putting it in question form may make it easier to understand.**

**Tell what the court's holding in the case is: who won?**

**Then explain why they won. What was the court's rationale?**

**All of this should take up only about one page — that's why it's a brief.**

## ...Enjoy San Diego- Sun, Fun and Law School

Welcome to the big new role of San Diego entertainment.

Those of you who are new to the area will quickly find that you have ascended to the pinnacle of material and sensual delight simply by coming to San Diego. You are in the midst of a plethora of entertainment opportunity.

### Athletics

For the spectators among you, we have San Diego Stadium which is a short — 15 minute — ride east of USD. The home of the Padres and Chargers, it's there they play your favorite baseball and football teams.

Hockey fans enjoy the San Diego Sports arena, about 15 minutes southwest of USD, where the Mariners take on the top WHL hockey teams.

In addition to these, San Diego has professional volleyball and tennis. The Andy Williams Open Golf Tournament is held every year at the Torrey Pines Golf Course near Del Mar.

For the players among you, athletic opportunities are even greater.

Surfers, swimmers, skiers, and boaters can find their playgrounds on the many beaches or at Mission Bay, easily visible to the west from the USD campus.

San Diego is recognized as the racquetball capital of the world. As you might expect, there are racquetball courts throughout the city and up the coast to Del Mar. We have tennis courts available on campus and an olympic-size swimming pool. Both are located in the Sports Center on Linda Vista Road.

Football, basketball, softball and volleyball players can participate in the intramural program at the school. Schedules are posted on the bulletin boards. Deadlines for sign-ups are posted there also.

Let it be forgotten, a sport unique to San Diego is Over-the-line, a game played with three players on a team with a softball and bat. Over-the-line tournaments are held every summer on Fiesta Island and if you start now, you'll probably be ready to take on the competition in time for the next tournament. Tournaments are sponsored by the Old Mission Beach Athletic Club.

### Arts, Music and Miscellaneous

Legitimate theatre buffs will find their niche at the Old Globe Theatre in Balboa Park. The Park is located off Highway 163 to the southeast of campus. The Old Globe and Cassius Carter theatres present plays throughout the school year.

Balboa Park also has museums and art shows. Local artists stage their own shows along the shores of Mission Bay on weekends, too.

There are plenty of movie theatres within minutes of USD. Local papers, especially the *Reader*, list current features.

Concerts are held periodically in San Diego Stadium and at the Sports arena. However, if you're not into the big concert scene, there are a lot of good groups in nightclubs all over the city. For the jazz freaks, the Catamaran in Pacific Beach, about 15 minutes west of campus, is the place to go.

The San Diego Zoo and Sea World are places everyone should see while in San Diego. Both feature live animals and animal shows. The Wild Animal Park features live animals in their natural habitats.

### Campus Activities

The law school, through the sponsorship of the Student Bar Association and other campus

organizations, will be having dances, parties, and keggers throughout the year.

We're hoping to have a film festival which a lot of us think we could get off on. Most of all, we want suggestions from students so we'll know what you can get off on.

The undergraduate school sponsors many activities as well. Remember, sports fans, USD has basketball, football, and baseball teams that could use our support.

Activities off campus include hangouts and world renowned dens of iniquity — Billy's Back Door, down the hill on Linda Vista, Tug's and the Beach Comber in Pacific Beach and Mission Beach respectively.

As you can see, San Diego has it if you want it.

Take some time once in a while and use it.

Enjoy.

## ...Live Through Night School

It's 5 p.m. and all your co-workers are headed home. If you're a night student you'll probably be headed for a place that will become more familiar to you than home — More Hall at USD.

Being a night student ain't all fun, but it's not half bad.

Advice for night students... Well, Dear Abby never went to law school, but sage advice has been passed down through generations of law students.

Perhaps the most important thing is to get organized. Plan ahead. Get a routine. Make time for work, for study, and for your family and friends. Grinding your way through law school can be very lonely. It helps to have folks you can talk things over with. Make friends with the folks here, but keep your ties with your pre-law school buddies. Talking law all the time can get to be a bore.

Most law students say that sticking to a routine is most helpful because they seem to be able to get a lot accomplished that way.

Many night law students found study groups to be a big help. They forced them to be prepared in order to make a contribution to a group, and allowed them to make friends with other folks as well.

Don't be afraid to ask questions of your professors and other students. They often have valuable study hints. You may have to try several before you find any that work for you, but don't give up.

Someone may say that only one of every three law students who attempt to earn a law degree do so by attending school at night. Don't let them scare you. There are two reasons for the high attrition rate among night students.

A lot of people who start law school at night simply quit. They can't take the discipline or they find they really didn't want to study law.

Others decide the four-year night school program really isn't for them. They switch to day school because they'll finish school more quickly.

Most people are able to maintain the 70 average needed to stay at USD. It's not easy. All it takes is work and the desire to do well. Everyone at USD School of Law is capable of doing the work, but you have to want to get that law degree to succeed.

Law school at night is stimulating. A lot of night students have been out of school for awhile and many bring to class unique backgrounds in law-related subjects. Others may have just completed undergraduate or graduate school. Each individual brings a unique point of view to class.

And that is the joy of law school — watching how others think and drawing on their ideas to mold your own.

Throughout law school, you'll be analyzing the thoughts of others, and re-thinking long-held positions of your own. You'll love it. It'll be some of the toughest work you'll ever do.